

IN THE UNITED STATES DISTRICT COURT FOR  
THE MIDDLE DISTRICT OF ALABAMA  
SOUTHERN DIVISION

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AUTO-OWNERS INSURANCE  
COMPANY, a mutual insurance  
company incorporated in the  
State of Michigan,

Plaintiff,

v.

SUNSHINE CAMPING CENTER,  
INC., a corporation; UNION  
PLANTERS BANK, N.A., and/or  
UNION PLANTERS BANK, N.A. n/k/a  
REGIONS BANK, N.A.,

Defendants.

CIVIL ACTION NO.: 1:05-cv-1024-MHT

**EVIDENTIARY SUBMISSION OF PLAINTIFF, AUTO-OWNERS INSURANCE  
COMPANY, IN SUPPORT OF PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT**

**COMES NOW** Plaintiff, Auto-Owners Insurance Company (Auto-Owners), and files its Evidentiary Submission in Support of its Motion for Summary Judgment filed contemporaneously herewith in this cause as follows, to wit:

1A. Auto-Owners Tailored Protection Insurance Policy for the policy term 02-20-03 to 02-20-04 and the authenticating affidavit of William E. Barrett, Jr., attached hereto as Exhibit "1A".

1B. Auto-Owners Tailored Protection Insurance Policy for the policy term 02-20-04 to 02-20-05 and the authenticating affidavit of William E. Barrett, Jr., attached hereto as Exhibit "1B".

2. The complaint filed in the underlying action in the Circuit Court for Dale

County, Alabama styled Union Planters Bank, N.A. v. Sunshine Camping Center, Inc., et al., Civil Action No.: CV-04-251-M, a true and correct copy of which is attached hereto as Exhibit "2".

3. The certified copy of the judgment in CV-04-251-M attached hereto as Exhibit "3".

4. The certified copy of the verdict form regarding Defendant, Sunshine Camping Center, Inc., in CV-04-251-M attached hereto as Exhibit "4".

5. The certified copy of the verdict form regarding Defendant, Jon K. Williams, in CV-04-251-M attached hereto as Exhibit "5".

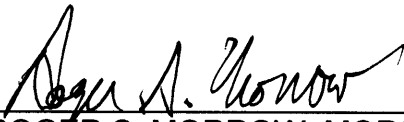
6. The cross-claim and third-party claim filed by Union Planters Bank, N.A., n/k/a Regions Bank, N.A., in the action styled Robert M. McAllister v. Sunshine Camping Center, Inc., et al., Civil Action No.: CV-04-296-M, a true and correct copy of which is attached hereto as Exhibit "6".


7. The trial transcript of the proceedings in CV-04-251-M, the available transcribed portion of which is attached hereto as Exhibit "7".

8. The district court opinion and appellate court opinion in Auto-Owners Ins. Co. v. Gilland-Wyant Imports, Inc., Civil Action No. 99-A-403-S (M.D. Ala. Mar. 20, 2000), aff'd unpublished opinion, 247 F. 3d 248 (11th Cir. 2001) and attached hereto as Exhibit "8".

9. Auto-Owners' reservation of rights letters attached hereto as Exhibit "9".

Dated this the 20<sup>th</sup> day of June, 2006.

  
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ROGER S. MORROW, MOR032

  
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JOEL H. PEARSON, PEA019  
Attorneys for Plaintiff, Auto-owners  
Insurance Company

OF COUNSEL:

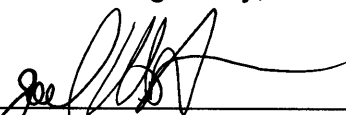
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**CERTIFICATE OF SERVICE**

I hereby certify that I have served a copy of the foregoing document upon the following by placing a copy of same in the United States mail, first class postage prepaid on this the 20<sup>th</sup> day of June, 2006.

Hon. Robert H. Brogden  
P.O. Drawer 1007  
Ozark, Alabama 36361-1007

Honorable John G. Smith  
Balch & Bingham  
P.O. Box 78  
2 Dexter Avenue  
Montgomery, Alabama 36101-0078

  
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Of Counsel